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United States of America

7  
8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
11  
12 Plaintiff,  
13  
14 v.  
15 PHILLIP PULIDO,  
16  
17 Defendants.

CASE NO. 1:23-CR-00083-JLT-SKO  
  
STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
ORDER  
  
DATE: November 15, 2023  
TIME: 1:00 p.m.  
COURT: Hon. Sheila K. Oberto

16  
17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendants, by and  
19 through defendants' counsel of record, hereby stipulate as follows:

- 20 1. By previous order, this matter was set for status on November 15, 2023.  
21 2. By this stipulation, defendant now moves to continue the status conference until January  
22 17, 2024, and to exclude time between November 15, 2023, and January 17, 2024, under 18 U.S.C.  
23 § 3161(h)(7)(A), B(iv) [Local Code T4].  
24 3. The parties agree and stipulate, and request that the Court find the following:  
25 a) The government has represented that the discovery associated with this case  
26 includes reports, photographs, and audio files. All of this discovery has been either produced  
27 directly to counsel and/or made available for inspection and copying.  
28 b) Counsel for defendant desires additional time to further review discovery, discuss  
potential resolution with her client and the government, and investigate and prepare for trial.

1 c) Counsel for defendant believes that failure to grant the above-requested  
2 continuance would deny him/her the reasonable time necessary for effective preparation, taking  
3 into account the exercise of due diligence.

4 d) The government does not object to the continuance.

5 e) Based on the above-stated findings, the ends of justice served by continuing the  
6 case as requested outweigh the interest of the public and the defendant in a trial within the  
7 original date prescribed by the Speedy Trial Act.

8 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
9 et seq., within which trial must commence, the time period of November 15, 2023 to January 17,  
10 2024, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code  
11 T4] because it results from a continuance granted by the Court at defendants' request on the basis  
12 of the Court's finding that the ends of justice served by taking such action outweigh the best  
13 interest of the public and the defendants in a speedy trial.

14 g) The parties also agree that this continuance is necessary for several reasons,  
15 including but not limited to, the need to permit time for the parties to exchange supplemental  
16 discovery, engage in plea negotiations, and for the defense to continue its investigation and  
17 preparation, pursuant to 18 U.S.C. § 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv).

18 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
19 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial  
20 must commence.

21 IT IS SO STIPULATED.

22 Dated: November 6, 2023

23 PHILLIP A. TALBERT  
United States Attorney

24  
25 /s/ STEPHANIE M. STOKMAN  
STEPHANIE M. STOKMAN  
26 Assistant United States Attorney  
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1 Dated: November 6, 2023

/s/ CHRISTINA CORCORAN  
CHRISTINA CORCORAN  
Counsel for Defendant  
PHILLIP PULIDO

2  
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4  
5 **ORDER**

6 IT IS SO ORDERED.

7  
8 DATED: 11/8/2023

*Sheila K. Oberto*  
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THE HONORABLE SHEILA K. OBERTO  
UNITED STATES MAGISTRATE JUDGE